

Hon. William O’Neil, Vice-Chair  
Attorney Regulation Advisory Committee  
1501 W. Washington, Phoenix, AZ 85007  
(602) 452-3454

**IN THE SUPREME COURT  
STATE OF ARIZONA**

In the Matter of:	)	
PETITION TO AMEND	)	Supreme Court No. R-17-0011
RULE 38, RULES OF	)	
<u>THE SUPREME COURT</u>	)	

Pursuant to Rule 28, Rules of the Arizona Supreme Court, the Attorney Regulation Advisory Committee (ARC), respectfully submits comments in support of the above-referenced proposed rule amendment.

On March 1, 2017, ARC reviewed this petition and offers support with the following suggested language change to the Comment section to clarify that the reference to “State”, is specific to Arizona, as proposed below :

This rule requires annual registration with the State Bar of Arizona for lawyers who are not admitted to practice in Arizona, but who are employed in Arizona by an entity or one of its specified affiliates as “in-house counsel,” as that term is defined in this rule. The registration requirements of this rule apply only to lawyers: (1) who are employed as in-house counsel by an entity that conducts activities within the State of Arizona; and (2) who either have a principal office physically located in the State of Arizona, or will otherwise be systematically and continuously present in the State of Arizona on behalf of their employer. The registration requirements of this rule do not apply to in-house counsel whose presence in the State of Arizona is only temporary or sporadic.

ARC respectfully requests the Supreme Court adopts modifications to Rules 38  
as proposed.

RESPECTFULLY SUBMITTED this \_\_\_\_\_ day of April, 2017.

By \_\_\_\_\_  
William O'Neil, Vice-Chair  
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